

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 04-082-F)

In the Application of:)	
)	
Jadhav et al.)	
)	Examiner: TBD
Serial No.)	
10/597,755)	
)	Art Unit: TBD
I.A. Filing Date:)	
February 9, 2005)	
)	Confirmation No.: 5817
For: RNA Interference Mediated Inhibition)	
Of Gene Expression Using Multifunctional Short)	
Interfering Nucleic Acid (Multifunctional siNA))	

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
MAILED APRIL 5, 2007.**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Notification mailed April 5, 2007, Applicants submit herewith an executed Declaration and Power of Attorney document.

Please charge Deposit Account, No. 13-2490 in the amount of \$130.00 for the Declaration and Power of Attorney surcharge.

Respectfully submitted,

Dated: May 22, 2007

By: /Michael S. Greenfield/
Michael S. Greenfield
Registration No. 37,142

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**PETITION TO CONTEST EXCESS APPLICATION PAGE FEE DUE IN RESPONSE TO THE
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
MAILED APRIL 5, 2007**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully submit that the excess page fee indicated in the Notification of Missing Requirements under 35 U.S.C. 371 mailed April 5, 2007, is incorrect. The specification and drawings as electronically filed on August 7, 2006 totaled 168 pages. The Notification indicates that \$500 in excess page fees were required, which implies that the PTO's calculation was based on the 168 pages submitted. Applicants note, however, that the present application was filed electronically, entitling it to reduced fees. The application size fee for electronically filed applications is calculated at a rate of 75% instead of 100%. Thus, this application's page count for fee calculation purposes only is $0.75 \times 168 \text{ pages} = 125.25$ pages.

Accordingly, the Applicants respectfully contend that the excess page fee required for the present application is not \$500, but \$250, which was submitted at the time of filing. Therefore, the additional \$250 page fee requested in the Notification is not required.

No fee is believed due. However, please charge any underpayments to Deposit Account No. 13-2490.

Respectfully submitted,

Dated: May 22, 2007

By: /Michael S. Greenfield/
Michael S. Greenfield
Registration No. 37,142